



4-21-04

Image \$ RCE 1647

PTO/SB/30 (09-03)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	09/445328
	<b>Filing Date</b>	December 7, 1999
	<b>First Named Inventor</b>	Kuber T. Sampath
	<b>Art Unit</b>	1647
	<b>Examiner Name</b>	D. S. Romeo
	<b>Attorney Docket No.</b>	JJJ-P01-514

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☒ Other Amendment filed January 16, 2004

b. ☒ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other Communication

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-1945

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Ignacio Perez de la Cruz	Registration No. (Attorney/Agent)	55,535
Signature	<i>Ignacio Perez de la Cruz</i>	Date	April 20, 2004.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EG432522477US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: April 20, 2004 Signature: Linda Blake (Linda Blake)

04/22/2004 BABRAHA1 00000097 181945 09445328

01 FC:1801 9423609.1 770.00 DA

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EG432522477US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: April 20, 2004

Signature:

*Linda Blake*  
(Linda Blake)

Docket No.: JJJ-P01-514  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of:  
Sampath et al.

Application No.: 09/445328

Art Unit: 1647

Filed: December 7, 1999

Examiner: D. S. Romeo

For: THERAPIES FOR ACUTE RENAL FAILURE

April 20, 2004

COMMUNICATION TO ACCOMPANY RCE

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This communication is being filed concurrently with a Request for Continued Examination (RCE). Applicants would like to thank Examiner D. Romeo for granting interviews to the undersigned on March 18, 2004, April 7, 2004, and on April 19, 2004. During the interviews, Examiner Romeo conceded that the response filed on January 16, 2004, if entered, would overcome all outstanding grounds of rejection.

Applicants are filing the accompanying RCE requesting that the amendment filed on January 16, 2004 be entered. Since the amendment, as conceded by the Examiner, overcomes all rejections on the record, applicants respectfully request allowance of the application.